IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

FRIDAY, THE 17TH AUGUST 2007 / 26TH SRAVANA 1929

WP(C).No. 17945 of 2007(J)

PETITIONER:

K.M.ROSAMMA, RETIRED H.S.A., (MAL),
ST.GEORGE'S HIGHER SECONDARY SCHOOL,
KULATHUVAYAL, KOZHIKODE, RESIDING AT MATTATHIL
HOUSE, KAYANNA P.O., KOZHIKODE.

BY ADV. SRI.M.VIJAYAKUMAR

RESPONDENTS:

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1. DEPUTY DIRECTOR OF EDUCATION,
KOZHIKODE.

2. DISTRICT EDUCATIONAL OFFICER,
THAMARASSERY.

BY SR. GOVERNMENT PLEADER SRI. T.T. MUHAMOOD

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 17/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC NO 17945/07

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1. COPY OF THE REPRESENTATION TO THE 1ST RESPONDENT DT. 28.1.00

EXT.P2. COPY OF THE ORDER NO.E5/32221/04 DT. 28.2.05 ISSUED BY THE 1ST RESPONDENT

EXT.P3. COPY OF THE JUDGMENT IN WPC 35863/2005 DT. 8.11.06

EXT.P4. COPY OF THE AFFIDAVIT FILED BY THE RESPONDENT NO.2 DT. 9.3.07

EXT.P5. COPY OF THE ORDER OF THE 1ST RESPONDENT DT. 5.3.07

RESPONDENTS EXHIBITS:

EXT.R1(a). COPY OF THE ORDER NO.E5/17962/07, DT. 3.7.07 OF DEPUTY DIRECTOR OF EDUCATION, KOZHIKODE

/TRUE COPY/

PA TO JUDGE.

A.K. BASHEER, J.

W.P.(C). NO. 17945 OF 2007

Dated this the 17th day of August, 2007

J U D G M E N T

Petitioner is a retired High School Assistant. This 2nd round of litigation by the petitioner is yet again for getting her pay refixed and also for disbursement of her retrial benefits. In Ext.P3 judgment, this Court had issued a direction to the Department to refix her pay and disburse the entire retrial benefits within a time frame. Pursuant to the above direction, Ext.P5 order was issued, which is impugned in this writ petition.

2. Respondent No.1 has produced Ext.R1(a) along with his counter affidavit in which it is admitted that some mistakes had crept in while issuing Ext.P5 order. Those mistakes have been rectified and petitioner's pay has been refixed, as indicated in Ext.R1(a).

3. Learned counsel submits that in view of Ext.R1(a) order, no further orders are necessary other than issuing a direction to the respondents to ensure that the entire consequential benefits are released to the petitioner, expeditiously.

4. Learned Govt. Pleader points out that on receipt of the necessary records from the Head of the institution concerned, where the petitioner had worked, appropriate orders will be passed for disbursement of the pensionary benefits to the petitioner.

The writ petition is disposed of directing the respondents to do the needful, as expeditiously as possible, at any rate, within one month from the date of receipt of a copy of the bill from the Head of the Institution concerned.

A.K. BASHEER, JUDGE

vps

A.K. BASHEER, JUDGE

OP NO.20954/00

JUDGMENT

1ST MARCH, 2007